

# UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
01-0941-602CIPTotal Pages in this Submission  
55**TO THE COMMISSIONER FOR PATENTS**

Mail Stop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**SECONDARY VERTICAL LATCHING LEVER AND SECONDARY HORIZONTAL LATCHING LEVER  
HOLSTERS**

and invented by:

Robert J. Beletsky, Carl R. Eerdmans, and Anthony G. Lefebvre

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 10/199,191

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Enclosed are:

**Application Elements**

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 24 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

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55

**Application Elements (Continued)**

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☐ Formal      Number of Sheets      \_\_\_\_\_
- b. ☒ Informal      Number of Sheets      12
4. ☒ Oath or Declaration
- a. ☒ Newly executed *(original or copy)*      ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☒ With Power of Attorney      ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference *(usable if Box 4b is checked)*  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under  
Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.
6. ☐ CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. ☐ Application Data Sheet (See 37 CFR 1.76)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☐ Computer Readable Form (CFR)
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statement(s) Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(B) Statement (when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement/PTO-1449      ☒ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Certificate of Mailing
- ☐ First Class      ☒ Express Mail *(Specify Label No.):* EV 312820669 US

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(Small Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

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**Accompanying Application Parts (Continued)**

17. ☒ Applicant claims small entity status. See 37 CFR 1.27.

☐ (Optional) Small Entity Statement(s) - Specify Number of Statements Submitted: \_\_\_\_\_

18. ☒ Additional Enclosures *(please identify below)*:

2 Cover Sheets

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

19. ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

**Warning**

***An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.***

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

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55

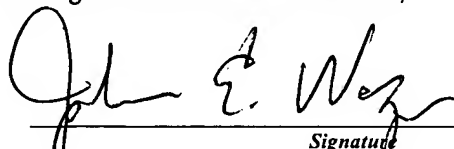
**Fee Calculation and Transmittal**

**CLAIMS AS FILED**

| For  | #Filed | #Allowed | #Extra | Rate      | Fee      |
|--|--------|----------|--------|-----------|----------|
| Total Claims   | 16     | - 20 =   | 0      | x \$9.00  | \$0.00   |
| Indep. Claims  | 4      | - 3 =    | 1      | x \$42.00 | \$42.00  |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> |        |          |        |           | \$0.00   |
| BASIC FEE  |        |          |        |           | \$375.00 |
| OTHER FEE (specify purpose) _____  |        |          |        |           | \$0.00   |
| TOTAL FILING FEE   |        |          |        |           | \$417.00 |

- ☒ A check in the amount of \$417.00 to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 23-0083 as described below.
- ☐ Charge the amount of \_\_\_\_\_ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: April /4, 2004

  
Signature

John E. Wagner, Reg. No. 17,496  
LAW OFFICES OF JOHN E. WAGNER  
3541 Ocean View Boulevard  
Glendale, CA 91208  
(818) 957-3340  
Fax (818) 957-8123

cc:

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Robert J. Beletsky  
Title: SECONDARY VERTICAL LATCHING LEVER AND SECONDARY  
HORIZONTAL LATCHING LEVER HOLSTERS

Docket: 01-0941-602CIP

Date: April 14, 2004

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

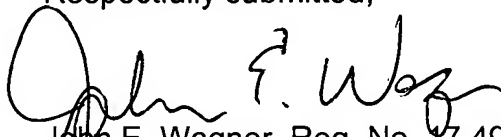
Dear Sir:

Enclosed please find:

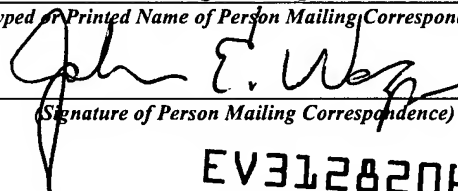
- ✓ Acknowledgement Postcard
- ✓ 2 Cover Sheets
- ✓ Certificate of Express Mail
- ✓ Recordation Form Cover Sheet and \$40 Check
- ✓ Assignment
- ✓ Utility Patent Application Transmittal (Small Entity) and \$417 Check
- ✓ U.S. Patent Application
- ✓ 12 Sheets of Informal Drawings with Identifying Indicia on Back
- ✓ Declaration and Power of Attorney
- ✓ Information Disclosure Statement and Cited References

Please charge any additional fees and credit any overpayment to Deposit Account No. 23-0083. A duplicate of this cover sheet is enclosed.

Respectfully submitted,



John E. Wagner, Reg. No. 17,496  
LAW OFFICES OF JOHN E. WAGNER  
3541 Ocean View Boulevard  
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(818) 957-3340

|   |             |          |                |
|---|-------------|----------|----------------|
| <b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>   |             |          | Docket No.     |
| Applicant(s): Robert J. Beletsky, Carl R. Eerdmans, and Anthony J. Lefeber  |             |          | 01-0941-602CIP |
| Serial No.  | Filing Date | Examiner | Group Art Unit |
| Invention: <b>SECONDARY VERTICAL LATCHING LEVER AND SECONDARY HORIZONTAL LATCHING LEVER HOLSTERS</b>  |             |          |                |
| <p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; margin: 10px 0;"><b>U.S. PATENT APPLICATION</b></div> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p style="text-align: center;"><u>April 14, 2004</u><br/><i>(Date)</i></p> <div style="text-align: right; margin-top: 20px;"><p><u>John E. Wagner, Reg. No. 17,496</u><br/><i>(Typed or Printed Name of Person Mailing Correspondence)</i></p><p><br/><i>(Signature of Person Mailing Correspondence)</i></p><p><u>EV312820669US</u><br/><i>("Express Mail" mailing label number)</i></p></div> |             |          |                |
| <p><b>Note: Each paper must have its own certificate of mailing.</b></p>  |             |          |                |